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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/549,560	09/19/2005	Wilhelmus Cornelis Maria Claassen	NL 030265	1940

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P.O. BOX 3001
BRIARCLIFF MANOR, NY 10510

EXAMINER

BREVAL, ELMITO

ART UNIT	PAPER NUMBER
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2809

MAIL DATE	DELIVERY MODE
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07/20/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/549,560

Applicant(s)CLAASSEN, WILHELMUS
CORNELIS MARIA**Examiner**

Elmito Breval

Art Unit

2809

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 19 September 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 19 September 2005 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>9/19/2005</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) The invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. **Claims 1-10** are rejected under 35 U.S.C. 102(b) as being anticipated by Stark et al., (French pub. No. 2,659,795).

Regarding claim 1, Stark et al., discloses An electric incandescent lamp comprising a light-transmitting envelope provided with an infrared-reflecting layer, the envelope having a longitudinal axis, the lamp furthermore comprising a luminous member having two substantially parallel portions that are positioned substantially parallel to said longitudinal axis, characterized in that, in a sectional view perpendicular to said longitudinal axis, said envelope has substantially an elliptical shape with said two portions of the luminous member in respective focal points of said elliptical shape (Page 2, 3rd paragraph; page 3, 2nd paragraph; fig. 1).

Regarding claim 2, Stark et al., further discloses that the lamp is an electric incandescent halogen lamp (Page 2, 3rd paragraph).

Regarding claim 3, Stark et al., discloses that the luminous member of the incandescent lamp is substantially U-shaped, and both limbs of the U-shape are positioned parallel to said longitudinal axis (Page 3, 2nd paragraph; fig 1).

Regarding claim 4, Stark et al., discloses that the ends of the limbs are connected to external electrical contacts (Page 6, 5th paragraph; page 7, 2nd paragraph; fig 1).

Regarding claim 5, Stark et al., discloses that the luminous member of the incandescent lamp is supported by a support element (fig. 1; page 7, 2nd paragraph).

Regarding claim 6, Stark et al., discloses that the luminous member of the incandescent lamp is a coiled filament (fig. 1; page 8, 3rd paragraph).

Regarding claim 7, Stark et al., discloses that the luminous member of the incandescent lamp is a coiled-coil filament (fig. 1).

Regarding claim 8, Stark et al., discloses that the lamp has two envelopes, an inner envelope and an outer envelope, one of the envelopes being provided with the infrared-reflecting layer with the elliptical shape (Page 2, 3rd paragraph; page 6, 5th paragraph).

Regarding claim 9, Stark et al., further discloses that the outer envelope of the incandescent lamp is provided with the infrared-reflecting layer (page 2, 3rd paragraph).

Regarding claim 10, Stark et al., discloses that the infrared-reflecting layer is applied to the inner wall of the envelope (Page 6, 5th paragraph).

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The following references are cited for disclosing related limitations of the applicant's claimed and disclosed invention.

US patent No. 6,424,089

Art Unit: 2809

US Patent No. 5,367,220

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Elmito Breval whose telephone number is 571- 270-3099. The examiner can normally be reached on Mon-Fri 8:30 AM - 5:00 PM EST.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Terrell Mckinnon can be reached on 571-272-4797. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Elmito Breval



May 10, 2007


LISA CAPUTO
PRIMARY PATENT EXAMINER